

**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD RESERVATION**

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** The Three Affiliated Tribes has entered into a Tribal-State Gaming Compact with the State of North Dakota dated October 7, 1992 and approved by the Secretary of the Interior, as amended and approved by the Secretary of Interior regarding pari-mutuel wagering in 1993; and
- WHEREAS,** The other Federally recognized Tribes in North Dakota have also entered into similar gaming compacts and have similar interests in the promotion of Indian Gaming in North Dakota, ensuring that Indian gaming remains a profitable economic enterprise for the benefit of the Tribes engaging in such gaming activities, ensuring that in the State legislature and U.S. Congress, Indian gaming interests in North Dakota are well represented and ensuring that Indian gaming interests receive continued public support in the State of North Dakota and nationally; and
- WHEREAS,** There is on the primary ballot for the State of North Dakota an initiated measure which would allow video lottery machines to be placed in bars and restaurants in North Dakota, which, if passed, would have a substantial negative effect on the revenues of the Indian owned casinos in North Dakota; and
- WHEREAS,** Each Tribe or Nation has made a substantial investment in its gaming enterprises from which it wants to generate continuing profits; and
- WHEREAS,** The Tribal leaders of each Tribe and Nation have insufficient time to devote on a day-to-day basis to the common interests regarding Indian gaming of North Dakota Tribes and Nations for such matters to be handled effectively; and
- WHEREAS,** The establishment of an association of North Dakota Indian gaming Tribes and Nations will benefit positively

the gaming enterprises of the Tribe and help ensure the continued success of Indian gaming in North Dakota; and

WHEREAS, The leaders of North Dakota's gaming Tribes and Nations have previously expressed an interest in promoting and developing an association of North Dakota Indian gaming Tribes and Nations, and most Tribal councils have previously passed resolutions recommending and supporting the formation of an association of North Dakota Indian gaming Tribes and Nations; and

WHEREAS, A commitment of resources by each Tribe is necessary to permit the formation of an association of North Dakota Indian gaming Tribes and Nations and also to assist in making a unified response to various attacks on Indian gaming through the state initiated measure process, the state legislature and the U.S. Congress; and

WHEREAS, It has been proposed that each Tribe or Nation designate two persons to act as Tribal representatives on an initial Board of Directors for an association of the North Dakota Indian gaming Tribes and Nations; and

WHEREAS, It has been proposed that each Tribe or Nation contribute an equal share quarterly towards the formation and continuation of an association of North Dakota Indian gaming Tribes and Nations; and

WHEREAS, It is anticipated that a public relations campaign prior to the June, 1996 primary ballot in North Dakota on which the previously mentioned initiated measure regarding video lottery devices will appear will cost as much as \$100,000; and

WHEREAS, It is anticipated that the costs of maintaining an office and hiring an executive director and appropriate staff for an association of North Dakota Indian gaming Tribes and Nations for a one year period will be as much as \$50,000;

NOW THEREFORE BE IT RESOLVED, by the Tribal Business Council of the Three Affiliated Tribes that the Three Affiliated Tribes is willing to join and become a part of an official association of North Dakota Indian gaming tribes, unofficially known as the "North Dakota Indian Gaming Association", and

THEREFORE BE IT FURTHER RESOLVED that the Three Affiliated Tribes designates the following two official representatives, Mark Fox and Ed Hall, to such further organizational meeting or meetings as may be necessary; and

THEREFORE BE IT FURTHER RESOLVED that the Tribal Business Council of the Three Affiliated Tribes hereby approves an appropriation from Tribal accounts an initial quarterly expenditure of \$7,500.00 as this Tribe's share of the amount needed to operate the gaming association described above, it being anticipated that each Tribe or Nation will commit a like amount for start-up of the gaming association, to be deposited in an appropriate bank account upon application for such funds by the governing body of a formally organized gaming association of North Dakota Indian tribes.


C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14th day of March, 1996; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 14th day of March, 1996.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council